



# UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/808,885	03/24/2004	David R. Yee	ORCL-2003-156-01	6635

7590 10/30/2006

WAGNER, MURABITO & HAO LLP  
Third Floor  
Two North Market Street  
San Jose, CA 95113

EXAMINER

LEWIS, ALICIA M

ART UNIT PAPER NUMBER

2164

DATE MAILED: 10/30/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

**Office Action Summary**

Application No.

10/808,885

Applicant(s)

YEE ET AL.

Examiner

Alicia M. Lewis

Art Unit

2164

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

**Period for Reply**

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

**Status**

- 1) ☒ Responsive to communication(s) filed on 24 March 2004.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

**Disposition of Claims**

- 4) ☒ Claim(s) 1-24 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 1-24 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

**Application Papers**

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on \_\_\_\_\_ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
- Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
- Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

**Priority under 35 U.S.C. § 119**

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some \* c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
  2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
  3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

**Attachment(s)**

- 1) ☒ Notice of References Cited (PTO-892)
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
- 3) ☐ Information Disclosure Statement(s) (PTO/SB/08)  
Paper No(s)/Mail Date \_\_\_\_\_
- 4) ☐ Interview Summary (PTO-413)  
Paper No(s)/Mail Date. \_\_\_\_\_
- 5) ☐ Notice of Informal Patent Application
- 6) ☐ Other: \_\_\_\_\_

## **DETAILED ACTION**

### ***Claim Rejections - 35 USC § 112***

1. The following is a quotation of the second paragraph of 35 U.S.C. 112:  
  
The specification shall conclude with one or more claims particularly pointing out and distinctly claiming the subject matter which the applicant regards as his invention.
2. Claims 1-8 and 17-24 are rejected under 35 U.S.C. 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention.
3. Claim 1 recites the limitation "said server" in line 6 of the claim. There is insufficient antecedent basis for this limitation in the claim.
4. Claim 17 recites the limitation "said server" in line 8 of the claim. There is insufficient antecedent basis for this limitation in the claim.
5. Claims 2-8 and 18-24 are rejected as being dependent upon rejected claims 1 and 17, respectively, as stated above.

### ***Claim Rejections - 35 USC § 102***

6. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

Art Unit: 2164

7. Claims 1-5, 7, 9-14, 16-22 and 24 are rejected under 35 U.S.C. 102(b) as being anticipated by Dutta et al. (US Patent Application Publication 2002/0103914 A1) ('Dutta').

With respect to claims 1, 9 and 17, Dutta teaches:

accessing said web page comprising content (paragraphs 33 and 35);

processing the web page through a filter wherein the filter transfers the content of the web page to an analyzer (paragraphs 19, 34 and 37);

analyzing the content of the web page at said analyzer (paragraphs 37 and 126-128);

returning a result of said analyzing to said server (paragraphs 127 and 135);

appending the result of said analyzing to the content of said web page (paragraph 137); and

displaying said web page and said result (paragraphs 135 and 137).

With respect to claims 2, 10 and 18, Dutta teaches wherein said accessing said web page comprising content is performed by an application server operating on a first computing system (paragraphs 17 and 35).

With respect to claims 3, 11 and 19, Dutta teaches wherein said filter is a function of the application server (paragraphs 35 and 37).

With respect to claims 4, 12 and 20, Dutta teaches wherein said server and said filter operate in said first computing system (paragraph 134).

With respect to claims 5, 14 and 22, Dutta teaches wherein said analyzer operates on a second computing system that is communicatively coupled with said first computing system (Figures 1A and 1B, paragraphs 19, 34 and 37).

With respect to claims 7, 16 and 24, Dutta teaches wherein said filter transfers content of the web page to the analyzer in a hypertext mark-up language (HTML) format (paragraph 33).

With respect to claims 13 and 21, Dutta teaches wherein said request for said web page is generated by a browser operating on said first computing system (paragraph 35).

### ***Claim Rejections - 35 USC § 103***

8. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

9. Claims 6, 8, 15 and 23 are rejected under 35 U.S.C. 103(a) as being unpatentable over Dutta et al. (US Patent Application Publication 2002/0103914 A1)

Art Unit: 2164

('Dutta') in view of Markel et al. (US Patent Application Publication 2002/0156799 A1) ('Markel').

With respect to claims 6, 15 and 23, Dutta teaches claims 1, 9 and 17.

Dutta does not teach wherein said analyzer analyzes said content of said web page for compliance with section 508 of the Rehabilitation Act.

Markel teaches a system and method for verifying and correcting websites (see abstract), in which he teaches wherein said analyzer analyzes said content of said web page for compliance with section 508 of the Rehabilitation Act (paragraph 74).

It would have been obvious to a person having ordinary skill in the art at the time the invention was made to have modified Dutta by the teaching of Markel because wherein said analyzer analyzes said content of said web page for compliance with section 508 of the Rehabilitation Act would enable website providers to diagnose, evaluate, report, and retrofit code violations existing in websites to meet both in-house and industry design standards (Markel, paragraph 52).

With respect to claim 8, Dutta as modified teaches wherein said content of said web page is secure (paragraph 107).

### ***Conclusion***

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Alicia M. Lewis whose telephone number is 571-272-

Art Unit: 2164

5599. The examiner can normally be reached on Monday - Friday, 9 - 6:30, alternate Friday off.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Charles Rones can be reached on 571-272-4085. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

Alicia Lewis  
October 18, 2006

  
**CHARLES RONES**  
**SUPERVISORY PATENT EXAMINER**